



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#16  
JP

Application of: Donoho *et al.*

Serial No.: 09/733,387

Group Art Unit: 1646

Filed: 12/07/2000

Examiner: R. Li

For: Novel Human Membrane Proteins and  
Polynucleotides Encoding the Same

Atty Docket No.: LEX-0104-USA

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

TECH CENTER 1600/2900

APR 25 2003

RECEIVED

Box AF  
Commissioner for Patents  
Arlington, VA 22202

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed January 17, 2003 ("Final Action") finally rejecting claims 1-3 and 6-9.

The fee as required under 37 C.F.R. § 1.17(b) for filing this Notice of Appeal is \$160.00, and the Commissioner is hereby authorized to deduct this fee from Applicants' Representatives' Deposit Account No. 50-0892.

This communication is believed to be timely filed, and Applicants believe no fees in addition to the fees for filing the Notice of Appeal are due in connection with this communication. However, should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason related to this communication, the Commissioner is authorized to charge any underpayment or credit any overpayment to Lexicon Genetics Incorporated Deposit Account No. 50-0892.

Respectfully submitted,

April 17, 2003  
Date

David W. Hibler  
David W. Hibler  
Agent For Applicants

Reg. No. 41,071

04/24/2003 RHEBRAHT 00000046 500892 09733387  
01 FC:2401 160.00 CH

LEXICON GENETICS INCORPORATED  
8800 Technology Forest Place  
The Woodlands, TX 77381  
(281) 863-3399



24231

PATENT TRADEMARK OFFICE